

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF MISSOURI  
WESTERN DIVISION**

UNITED STATES OF AMERICA,	)	
<i>ex rel.</i> JOSHUA LEIGHN,	)	
Plaintiffs,	)	
v.	)	Civil No. 4:13-cv-00988-SRB
	)	
SEARS HOLDINGS CORPORATION,	)	<b>Filed <i>Ex Parte</i> and Under Seal</b>
	)	
And	)	
	)	
KMART CORPORATION,	)	
Defendants.	)	

**ORDER**

UPON CONSIDERATION of the United States' Notice of Intervention and Settlement and Application for Lift of Seal and Dismissal of Action, it is hereby,

ORDERED that:

1. The *ex parte* application of the United States is GRANTED;
2. The relator's complaint, the United States' Notice of Intervention and Settlement and Application for Lift of Seal and Dismissal of Action, and this Order are unsealed;
3. All other papers or Orders on file in this matter shall remain under seal;
4. Defendants Sears Holdings Corporation and Kmart Corporation are dismissed from this action with prejudice as to all claims of the relator; with prejudice as to the United States for the covered conduct released in the settlement agreement between the parties; without prejudice to the United States as to all other claims; and

5. The seal shall be lifted on all matters occurring in this action after the date of this Order.



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STEPHEN R. BOUGH, DISTRICT JUDGE  
UNITED STATES DISTRICT COURT

Ordered this 1<sup>st</sup> day of September, 2015.